IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.25970-M of 2005

DATE OF DECISION:18.1.2007

Gurmail Singh & Ors. .....Petitioners

Versus

State of Punjab & Anr. .....Respondents

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Naresh Jain, Advocate
for the petitioners.

Shri N.S. Gill, AAG, Punjab.

Shri B.S. Sidhu, Advocate
for the complainant.

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The petitioners, who are husband, father-in-law, mother-in-law and two married sister-in-laws of the complainant, have filed this petition under Section 482 Cr.P.C. for quashing of the FIR No. 26 dated 17.3.2005 under Sections 498-A/494/109 IPC, registered at Police Station Sadar Bathinda.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioners confine his prayer to the extent that the aforesaid FIR be quashed qua petitioners No.4 and 5 only, on the contention that these two ladies, who were married 28 years before lodging of the aforesaid FIR and are living at distant place, have been falsely implicated.

Counsel for the complainant states that without deciding the case on merits the complainant has no objection, if the aforesaid FIR qua petitioners No.4 and 5 be quashed, keeping in view the fact that their marriage was performed 28 years before lodging of the aforesaid FIR.

In view of the stand taken by the counsel for the complainant and the fact that petitioners No.4 and 5 were married 28 years before lodging of the aforesaid FIR and are living at distant place, the petition qua petitioners No.4 and 5 is allowed and accordingly the above FIR qua them and subsequent proceedings are quashed.

January 18, 2007 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**